

the Kells Co., Newburgh, N. Y., alleging that the article had been shipped from Newburgh, N. Y., on or about August 16, 1930, and had been transported from the State of New York into the State of California, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of acetanilid (3.49 grains per tablet), sodium salicylate, sugars, starch, and talc.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative or therapeutic effects of the said article, appearing on the carton label, were false and fraudulent, since the article contained no ingredient or combination of ingredients capable of producing the effects claimed: "Rheumatic Remedy * * * For Rheumatism and Gout. * * * Directions. For Acute or Inflammatory Rheumatism, take a tablet every 2 to 4 hours. * * * In chronic cases, after severe symptoms have * * * For Gout. Lumbago, Stiff, Swollen and Tender Joints, Crick in the Back, Stiff Neck, and ordinary forms of Rheumatism."

On March 23, 1931, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18347. Misbranding of Dr. Livingston's Regenerator. U. S. v. 21 Bottles of Dr. Livingston's Regenerator. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 26216. I. S. No. 27528. S. No. 4432.)

Examination of a drug product, known as Dr. Livingston's Regenerator, from the shipment herein described having shown that the carton label and the accompanying circular and booklet bore statements representing that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of Florida.

On April 20, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 21 bottles of Dr. Livingston's Regenerator, remaining in the original unbroken packages at Tampa, Fla., alleging that the article had been shipped by the Livingston Medicine Co., from Griffin, Ga., on or about February 18, 1931, and had been transported from the State of Georgia into the State of Florida, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of Epsom salt (8.1 grams per 100 milliliters), extracts of plant drugs including a laxative drug, alcohol (11.6 per cent by volume), and water.

It was alleged in the libel that the article was misbranded in that the following statements appearing on the carton label and in the accompanying circular and booklet, regarding the curative or therapeutic effects of the said article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton) "Regenerator Repairs Waste Tissue, Builds Up The System, Purifies The Blood, and Is a Wonder-Worker for the Liver. When you cannot sleep, and feel weak from overwork and other causes, take this Regenerator. It will strengthen your nerves, increase your appetite and restore your health. As a regulator for the liver it is invaluable, and should be used by all;" (circular) "For Rheumatism, Kidney and Bladder Trouble, and all diseases arising from impure blood, Lame Back, Uric Acid Poison, Gravel, Inflammation of the Bladder, Dropsy or Swelling of the Feet and Limbs, Loss of Flesh, Liver Complaint, Malaria Biliousness * * * Grippe, Female Weakness, etc.;" (booklet) "Regenerator * * * Nerve Tonic and Blood Purifier * * * Regenerator supplies the necessary nourishment for your blood, giving it strength and vitality—it stimulates the growth and reproduction of cells and tissues, enabling the enriched blood and stronger cell life to throw off accumulated poisons, impurities and waste and regenerating a healthy condition throughout the system. Kidney and Bladder Troubles * * * The Blood * * * Liver Complaint * * * The Nerves * * * Female Troubles * * * You Need Help Today Because—those shooting-pains and sore joints indicate the appearance of Rheumatism.—that bilious and 'headachy' feeling proves a stagnant liver.—those Pimples, Boils, Ulcers and Skin Blemishes show that the Blood needs purifying.—that 'tired feeling,' wakeful nights, lack of energy

and 'pep' are results of an undernourished system.—those spells of Indigestion lead to more serious complaints. * * * that *Lame Back* points to inactive Kidneys.—the 'after-effects' of 'flu' need to be checked. * * * You need Dr. Livingston's Regenerator The Great Nerve Tonic and Blood Purifier. Do You Know—that whether you are on crutches with Rheumatism; suffering from Kidney and Bladder Troubles; threatened with Bright's Disease; Uric Acid Poisoning; High Blood Pressure, etc.—whether it is a Nervous Breakdown, Sleeplessness or Staggering Spells, Regenerator will prove its wonderful merit in bringing relief.—that it may be from Bilious Headache, Loss of Appetite, Dizziness or other general complaints due to a Sluggish Liver, you are suffering. In any case Regenerator stands ready to prove its wonderful aid in removing these troubles and restoring you to normal health.—that if your troubles are deep-seated Blood Afflictions—Eczema, Boils, Skin Diseases, Ulcers, Abscesses or other troubles of long standing, arising from impurities in the blood, by taking Regenerator you will be astonished and happy to see how quickly your troubles begin to disappear. * * * Four bottles of Regenerator entirely cured me of Rheumatism. * * * Rheumatism Sufferer Says: * * * I suffered from Rheumatism, and lameness for months and was practically unable to move about without excruciating pains. * * * a friend insisted that I try Regenerator. The first bottle afforded almost immediate relief, and two bottles practically cured me. * * * Female Trouble Sufferer Says: * * * For five years I suffered with Female Trouble, Kidney and Bladder Trouble and Constipation. Was also troubled with the change of life, I had three different doctors, but they did me no good. My husband bought a bottle of Dr. Livingston's Regenerator and have found myself that it is worth its weight in gold. I advise all suffering women to take it. * * * 'Flu' After Effect Sufferer Says: * * * Kidney and Bladder Sufferer Says: * * * I have been a chronic sufferer for six years with Kidney and Bladder Troubles, *Lame Back*, Sick Headache, Nervous Indigestion and Dizziness. My husband coaxed me to give Regenerator a trial and I started taking it—now I hardly know how to explain my feelings and gratitude as it is wonderful what Regenerator did for me. * * * eliminating waste through the Liver and Kidneys. * * * As a Cell Food * * * As a Tissue Builder * * * Answer the Call of Health."

On May 27, 1931, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18348. Misbranding of Dr. Livingston's root and herb tea. U. S. v. 10 Packages of Dr. Livingston's Root and Herb Tea. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 26233. I. S. No. 27534. S. No. 4519.)

Examination of a drug product, known as Dr. Livingston's root and herb tea, from the shipment herein described having shown that the carton bore statements representing that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of Florida.

On April 20, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 10 packages of Dr. Livingston's root and herb tea, remaining in the original unbroken packages at Tampa, Fla., alleging that the article had been shipped by the Livingston Medicine Co., from Griffin, Ga., on or about February 6, 1931, and had been transported from the State of Georgia into the State of Florida, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted of ground plant drugs including uva ursi, senna, frangula, coriander, fennel, mullein, and guaiac.

It was alleged in the libel that the article was misbranded in that the following statements appearing on the carton, regarding the curative or therapeutic effects of the said article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: "Repairs Waste Tissue, Builds up the System. Purifies the Blood. When you Cannot Sleep, Feel Weak from Overwork or other Causes, take * * * It will Restore Your Health * * * and Strengthen Your Nerves. * * * The Great Blood Purifier. This is one of the most valuable